

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION
No. 5:12-CR-132-D

UNITED STATES OF AMERICA,)
)
 v.)
)
 JAMES ROBERT LIENBY,)
)
 Defendant.)

ORDER

On July 13, 2022, James Robert Lisenby ("Lisenby" or "defendant") moved for reconsideration of this court's order denying his motion for compassionate release. See [D.E. 59]. On June 3, 2022, however, Lisenby appealed this court's decision. See [D.E. 53]. By appealing, Lisenby divested this court of jurisdiction. See, e.g., Griggs v. Provident Consumer Disc. Co., 459 U.S. 56, 58 (1982) (per curiam); United States v. Sanders, No. 1:17-CR-29-HAB, 2020 WL 3268492, at *1 (N.D. Ind. June 17, 2020) (unpublished); United States v. Watts, No. CR 16-104, 2020 WL 3036545, at *2 (M.D. La. June 5, 2020) (unpublished); United States v. Belton, No. 5:18-CR-113-FL-1, 2020 U.S. Dist. LEXIS 75837, at *2 (E.D.N.C. Apr. 29, 2020) (unpublished). Thus, the court DISMISSES WITHOUT PREJUDICE defendant's motion for reconsideration [D.E. 59].

SO ORDERED. This 14 day of July, 2022.



JAMES C. DEVER III
United States District Judge